

REMARKS

Claims 1-8 are all the claims pending in the application. Claims 1-8 have been examined.

35 U.S.C. § 112:

Claim 2 is rejected under 35 U.S.C. § 112, second paragraph, as being indefinite because the Examiner contends that the feature “vehicle operational device restraining unit,” is not provided with antecedent basis. Applicant amends claim 1 to change “vehicle operational device activation determining unit” to “activation unit.” Claim 2 is similarly amended to recite “activation unit,” in place of the objected to language, so as to provide proper antecedent basis. Withdrawal of the rejection is requested.

CLAIM OBJECTION:

Claims 1 and 2 are objected to because of a space missing between various words, as noted by the Examiner. Applicant respectfully submits that the filed application included proper spacing between the features of claims 1 and 2, which may have been altered by a PTO scanning process. Nevertheless, the presently amended claims include proper spacing such that this issue is moot.

35 U.S.C. § 102:

Claims 1 and 5-6 are rejected under 35 U.S.C. § 102(b) as being anticipated by Johnson et al. (US Patent No. 5,977,654 [hereinafter “Johnson”]).

Claim 1 is directed to a novel and unobvious burglarproof device for a vehicle, including features which are not disclosed by Johnson. For example, claim 1 describes, *inter alia*, an activation unit which receives a first ID code from the portable transmitter and collates the first ID code with a prestored second ID code to permit a release of a locked state of a steering wheel for the vehicle. Further, claim 1 describes an engine operation restraining unit which disables an engine operation based on a signal from the activation unit. The combination of these unique features provide elements and benefits not disclosed in Johnson. For example, Johnson does not disclose an activation unit that releases a locked state of a steering wheel and which provides a signal to permit an engine operation, as in claim 1, nor does the applied art provide a motivation to derive this combination.

Accordingly, Applicant respectfully submits that the features of claim 1 are not disclosed by Johnson, such that the rejection thereof under 35 U.S.C. § 102(b) should be withdrawn. The rejection of dependent claims 5 and 6 should likewise be withdrawn at least by virtue of their respective dependencies upon claim 1.

35 U.S.C. § 103:

Claims 2, 3 and 8

Claims 2, 3 and 8 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Johnson and further in view of Flick (US Patent No. 6,827,642).

The Examiner acknowledges that Johnson does not disclose a portable transmitter that has a second switch for transmitting a third ID code. Without conceding to the grounds of

rejection, Applicant respectfully submits that the application of Flick fails to make up for the deficient teachings of Johnson in regard to claim 1, such that the rejection of claims 2, 3 and 8 should be withdrawn at least by virtue of their respective dependencies upon claim 1.

Claim 4

Claim 4 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Johnson in view of Walter (US Patent No. 6,275,141). The Examiner acknowledges that Johnson fails to disclose an alarming unit that raises an alarm by sensing a vibration of a vehicle when the engine operation is disabled and relies on Walter for this feature. Without conceding to the grounds of rejection, Applicant respectfully submits that Walter fails to make up for the deficient teachings of Johnson in regard to claim 1, such that the rejection of claim 4 under 35 U.S.C. § 103(a) should be withdrawn at least by virtue of claim 4's dependency.

Claim 7

Claim 7 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Johnson in view of Hwang (US Patent No. 5,760,680).

The Examiner acknowledges that Johnson does not disclose an engine operation restraining unit that disables operation of the engine if the engine is not operated after a fixed time. The Examiner, therefore, relies on Hwang for this feature. Without conceding to the grounds of rejection, Applicant respectfully submits that Hwang fails to make up for the deficient teachings of Johnson in regard to claim 1, such that the rejection of claim 7 under 35 U.S.C. § 103(a) should be withdrawn at least by virtue of claim 7's dependency.

Amendment Under 37 C.F.R. § 1.111
U.S. Application No. 10/663,818

Attorney Docket # Q77067

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

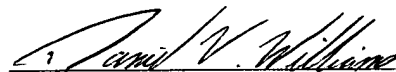
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